



Date: 4/9/11 Time: 9:30 AM
Originating Dept.: _____
Received by: CB



CITY OF ATLANTA

Kasim Reed
Mayor

226 Peachtree Street, SW
Atlanta, Georgia 30303
(404) 546-6900

Atlanta Police Department
George N. Turner
Chief of Police

April 1, 2011

Ms. Joy Morrissey, Board Chair
Atlanta Citizen Review Board
City Hall Tower, Suite 9100
55 Trinity Avenue, SW
Atlanta, Georgia 30303

RE: 10-04, Complaint of Julius Rawls

Dear Ms. Morrissey:

I am in receipt of the Atlanta Citizen Review Board's letter, dated December 13, 2010, recommending not sustaining the allegation of excessive force against Officer Charles Yacuone in the complaint identified as 10-04, filed by Mr. Julius Rawls.

On December 16, 2010, the Atlanta Police Department forwarded a response letter indicating the Office of Professional Standards had not concluded its investigation into the allegation surrounding the incident at 3170 Donald Lee Hollowell Parkway and had to reject your recommendation. The investigation has since been concluded by the Office of Professional Standards, which determined from the evidence to Not Sustain the allegation of Maltreatment or Unnecessary Force against Officer P. Malacki, Officer W. Johnson, and Officer C. Yacuone. There is insufficient evidence to conclude the officers used force that was not reasonable and necessary to affect an arrest of a male that had sold them illegal narcotics and then resisted arrest. There was physical and testimonial evidence that environmental factors in the area of the resistance may have contributed to Mr. Rawls' injuries.

Major E. B. Dancy, Commander of the Office of Professional Standards, can be contacted at (404) 658-7028, if you have any further concerns regarding this complaint.

Sincerely,

George N. Turner
Chief of Police

cc: Cris Beamud
Major E. Dancy